

CITY OF WARSAW FALLS BEFORE ASSAULT OF BAVARIANS THIS MORNING

GERMANS ANNOUNCE THAT POLISH CAPITAL IS TAKEN AFTER DESPERATE BATTLE

Ten Thousand Russian Prisoners Taken in Final Assault on City.

CAMPAIGN CONTINUED

Struggle to North and South of Warsaw May Determine Fate of Garrison.

Berlin, Aug. 5. (By wireless to Tuckerton, N. J.)—Warsaw was taken this morning by German troops, according to official announcement made at German army headquarters.

Yesterday and last night Bavarian troops under the command of Prince Leopold broke through the forts of outer and inner lines of the city's defenses.

Continuing the report from headquarters says:

"The German armies under General von Scholtz and General von Gallwitz advanced in the direction of the road between Lomza, Ostrow and Vlaszow and fought a number of violent engagements. The brave and desperate resistance of the Russians on both sides of the road between Ostrow and Rozan was without success.

TAKE 8,000 PRISONERS.

"Twenty-two Russian officers and 8,490 soldiers were taken prisoner. The Germans also captured 17 machine guns.

"German cavalry yesterday and the day before defeated in four detachments of Russian cavalry at points near Genez, Birsh and Onieszk. A total of 2,225 Russian prisoners was taken.

"The situation nearest to the north of Ivangorod remains unchanged.

"The campaign is being continued between the upper Vistula river and the river Bug. German cavalrymen have entered Wladimir, Wolsk, on the Bug river."

War's Greatest Offensive Move.

The fall of Warsaw marks the culmination of the greatest sustained offensive movement of the European war. Twice before Teutonic armies have knocked at its gates, only to be denied by the strength of its defenses and the resistance of the forces holding it. Apparently impregnable in the face of direct attack, it was compelled to capitulate before the sweep of a vast movement which threatened to encircle the capital and with it the Russian armies engaged in the campaign of which it was the storm center.

From the north, northwest, west, south and southeast the Austro-German forces have been pressing on the Polish capital in their combined drive to force the Russians out of Poland if possible break their offensive power for an indefinite period by administering a decisive defeat all along the line. The movement may be said to have had its inception in May, when the great Teutonic march through Galicia began. To get at the Russian armies in Poland from the southeast, it first was necessary to clear Galicia, or the greater part of it, of the troops of that nation.

How successfully this was accomplished is familiar history. Field Marshal von Mackensen's campaign in his first important stage culminated when late in June Lemberg was driven over the Galician border. Then, early in July, the Teutonic forces coming from the south, halted while preparations were made for the next stage of the campaign.

A voluminous offensive was opened in the Carpathians, while the troops attacked from point to point along the east Prussian border and with Field Marshal von Hindenburg taking the offensive along this section of the offensive front, made a determined drive in the Pragny region.

In the south they showed great

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TROLLEY OFFICIAL IS ARRESTED FOR WRECK

Buffalo, N. Y., Aug. 5.—It became known here today that Edward J. Dickson, vice president of the International Railway company, was arrested yesterday at St. Catharines, Ont., in connection with the wreck on July 7 of an International trolley car on Queenston heights, which resulted in the death of 15 persons.

The warrant for Mr. Dickson's arrest was sworn out by a special representative of the attorney general of Ontario and charges criminal negligence. He was released on \$10,000 bail.

FRYE CASE NOTE UNSATISFACTORY

Germany Still Claims She Had Right to Sink Vessel But Offers to Pay Suitable Damages.

Washington, D. C., Aug. 5.—The controversy between the United States and Germany over the sinking of the American ship Wm. F. Frye remained unsettled with the publication today of the latest German note again justifying the German course and reiterating a willingness to make reparation for the ship.

Replying to the last American representations Germany, in justification of the sinking of the Frye, adheres to her previous claim that the act was not in contravention of the Prussian-American treaty or international law.

The whole controversy hinges on article 12 of that treaty, the American contention being that it specifically protected the Frye from being sunk, although not protecting a contraband cargo. Germany, on the other hand, contends that the article only obligates her to pay damages.

In again offering to pay for the ship, Germany accepts the American proposal that the amount of damages be fixed by two experts, one to be selected by each country, and pledges prompt payment with the stipulation, however, that it shall not be regarded as payment for violation of American rights. Should that method be unsatisfactory, the United States is invited to arbitration at The Hague.

It is considered likely that the commission method will be satisfactory to the United States, provided, however, that no treaty rights are waived.

Should the United States allow the controversy to go to The Hague for interpretation of the treaty provision or continue to discuss the issue through diplomatic channels, it is virtually certain that it will insist that meanwhile Germany refrain from violation of what the United States contends are its rights.

UTILITIES BOARD IS ATTACKED IN COURT

Chicago, Ill., Aug. 5.—The validity of the law creating the state public utilities commission is under attack in a suit at Aurora, in which the Burlington railroad is seeking the condemnation of a piece of property to be used in track elevation. James Powell, owner of the property, in fighting the case has set up the contention that the utilities commission has no right to sanction the condemnation of property. His brief attacks the law as unconstitutional on two grounds, as follows:

Because the title of the act is not broad enough to cover eminent domain.

Because the law delegates legislative and judicial functions to the commission.

Members of the commission are not inclined to believe the law in danger. They argue that on the two points brought up in the Burlington case the validity of the law has been well established in litigation as to the constitutionality of the old railroad and warehouse act and other statutes.

KANSAS CITY GETS AMMUNITION PLANT

Kansas City, Mo., Aug. 5.—Buildings in the eastern part of the city were leased by L. A. Sherman, identified with a cartridge company here, it was announced today. Although Mr. Sherman tonight declined to comment on the purpose of the lease, it was rumored that ammunition will be the factory's output. Mr. Sherman is said to hold patents for the manufacture of ammunition and is alleged to be connected with eastern capitalists holding large war contracts. The plant will have a floor space of 30,000 square feet.

Berlin Denies Congo Charge.

Berlin, Aug. 5. (Wireless to Sayville.)—The Overseas News agency says: "The assertion made in the Belgian gray book that Germany, four months before the war broke out, offered to divide the Belgian Congo with France and to strike Belgium from the list of independent countries, is pronounced officially to be a ridiculous invention and declared to be without the slightest foundation."

Turks Claim Caucasus Victory.

Constantinople, Aug. 5. (via London.)—The following official statement was issued at the war office tonight relative to the operations of the army of the Caucasus: "Our troops heavily attacked the enemy's rear guard, which took positions in the neighborhood of Hamur in order to protect the retreat of their main force. Our troops pursued the enemy and occupied the region."

FORCES AT ERIE CLEARING RUINS

Latest Estimate of Victims of Flood Set at 40—City Decline to Accept Aid.

Erie, Pa., Aug. 5.—Twenty-four bodies have been recovered, 18 of which have been identified and a list of names of 15 known missing persons is the correct toll of victims today of Tuesday night's flood. Coroner Hanley said this morning that he thought the death list would reach 75, being swelled by the probable loss of a number of foreigners whose houses were swept away on the banks of the creek at Ninth street.

Working in relays under a scorching sun, police, firemen and volunteers today continued their search for bodies in the masses of wreckage piled along Mill creek.

Some headway was made last night but there are other great piles of ruins that have not been explored. One body was recovered during the night, that of a foreigner.

Work of clearing up the city was commenced in earnest this morning. The naval militia was called out to reinforce the national guardsmen and nightmen were kept away from the working gangs.

Mayor Stern announced that he had received offers of relief from many cities in Pennsylvania, but he thought that the city would be able to take care of its own expenses. The public eating house opened yesterday in a position to take care of many persons who had neither food nor shelter, while charitable people provided liberally with clothes those who had lost their all.

Physicians from the Pennsylvania health department arrived here during the night. All persons known to have come in contact with the flood water were ordered to appear at the office of the Erie health bureau this afternoon for vaccination against typhoid.

Estimates of the damage continue to mount as the extent of the flood becomes apparent. Where yesterday it was believed that \$3,000,000 would cover the loss, it was today asserted that probably \$5,000,000 would be nearer the correct estimate.

Mayor Stern whose appeal to the people for help yesterday met with ready response, today stated that \$8,000 was already in hand and much more in sight.

Gangs of men were early put to work clearing up the stores along State street, the principal business thoroughfare, where many places were flooded, but the principal damage was due to the deposit of filth and slime left by the falling water. Little, if any, business was done here yesterday, but attempts in that direction were made today. The losses to ruined stocks will be heavy.

MARINES TO HOLD HAITI LONG TIME

Stay of Landing Party May Be Protracted by Attitude of Belligerent Revolutionists.

Washington, D. C., Aug. 5.—American forces today were maintaining complete quiet in Haiti. The battleship Connecticut, after landing marines at Port au Prince, has arrived at Cape Haitien, the latest center of revolutionary activity.

General Bobo with some troops tried to enter Cape Haitien yesterday. Admiral Caperton reported today, but several warning shots from the United States coast survey yacht Eagle frightened them away.

Cape Haitien now is clear of armed troops of the revolutionists and formation of a native committee of safety has begun.

Port au Prince, Haiti, Aug. 5.—The marines who landed last night from the American battleship Connecticut had by this morning completed the occupation of the city. They are in possession also of the barracks at Desalines.

The people of Port au Prince are generally of the opinion that this American occupation will be of long duration. The marines are observing a very correct attitude, which is creating a good impression.

There is no change in the local political situation. The national assembly is awaiting the decision of Dr. Rosalvo Bobo, whose revolutionary forces drove out the last government under the late President Guillaume, as to whether he desires to be elected to the presidency.

BETHLEHEM STEEL BREAKS ALL RECORDS

New York, Aug. 5.—Common stock of the Bethlehem Steel corporation, whose rise has seen few parallels in the history of the New York stock exchange, passed the 300 mark today. It sold during the morning at 301, a gain since the beginning of the war of 269 points. The company was incorporated in 1904 and the stock has never paid a dividend.

The rise today was 11 points from the previous high record, established yesterday of 290. The stock has advanced 30 points this week.

FERGUS SUIT MAY BE TRIED IN NEXT TERM

Attorney General Lucey Springs Surprise in Trial on Injunction.

NEW COMPLAINT FILED

More Appropriations Attacked in New Bill in Sangamon County Court.

Springfield, Ill., Aug. 5.—At the resumption of the hearing this afternoon Attorney General Lucey announced that the state would withdraw its motion to dismiss the omnibus bill, but would not withdraw the motion to dismiss the mileage bill. Attorney Munro insisted that the mileage bill be heard first, with the result that the hearing was deadlocked at 2:30 p. m. today.

Lucey declared that Munro was quibbling and had proved he was chargeable with having come into court with unclear hands.

Springfield, Ill., Aug. 5.—The Fergus injunction suits questioning the validity of appropriations made by the last legislature may not be heard until the September term of the Sangamon county circuit court.

Asserting that the state's motion to dismiss the Fergus mileage and omnibus bills was a violation of agreement, Attorney Fayette S. Munro of Highland Park, who brought the Fergus bills, declined to go to trial. The hearing, if taken in regular order of the docket would not occur until the September term of court. By an agreement between the state officers named as defendants, Attorney Munro and Judge Creighton the June term was extended until today and the case set for hearing this morning.

Munro Claims Agreement Broken. Attorney Munro declared the state had violated the agreement by filing the motion to dismiss, and that therefore he would stand on his rights and not let the case come to trial, unless the state withdrew its motion.

Judge Creighton indicated that he believed Munro was within his rights but adjourned court until this afternoon at 2 o'clock to give the attorneys representing both sides an opportunity to look up authority in the matter.

Assistant Attorney General Roy declared the state filed the motion to dismiss in order to protect itself in a possible hearing before the supreme court.

Of the three defendants named in the suits brought by Attorney Munro, Secretary of State Lewis G. Stevenson was the only one in court. Andrew Russell, state treasurer, and State Auditor Brady were both at their offices in the state house.

Munro Gets Angry. Attorney Munro was quite wrathful when he learned the attorneys representing the state officials had filed a motion to dismiss the suits.

"This is a violation of our agreement," he was heard to tell the attorney general and his assistants. Then the lawyers shut the door of one of the ante-rooms adjoining Judge Creighton's court and proceeded to thresh out their difficulties.

Judge Creighton remained on the bench during the conference, while the spectators, including a number of court house employees and others who are unable to collect money tied up by the suits, grew more and more restless.

"We're getting tired of waiting," said Secretary of State Stevenson as Munro passed him on a hurried trip to the clerk's office and back to the conference.

"How sorry I am!" said Munro. "Perhaps we can fix you up with a rain check?"

Many New Complaints Filed. Springfield, Ill., Aug. 5.—In a new bill filed in the circuit court here today by Fayette S. Munro and John A. Watson, attorneys for John B. Fergus, citizen and taxpayer of Chicago, State Auditor Brady and State Treasurer Russell are held responsible to the state of Illinois and an accounting and restitution are asked for the alleged unwarranted payment of money from the state treasury amounting to \$63,345.

The new bill alleges that the signature of Lieutenant Governor Barratt O'Hara appears on many vouchers said to have been drawn unlawfully and upon which money has been paid. One of the vouchers to which specific reference is made in the bill is dated June 18, 1915, the day before the Illinois legislature adjourned, is for \$5,500 and payable to F. H. O'Hara, said to

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Your Opportunity

in
Rock Island
and
Davenport

AUGUST
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DUNNE TO PROBE DENTIST BOARD

Civil Service Commission Reports Irregularity in Issuing Certificates in Illinois.

Springfield, Ill., Aug. 5.—Dr. N. W. Cox of Cairo, Ill., member of the state board of dental examiners, arrived in Springfield today in response to a summons from Governor Dunne, who announced his determination to conduct an investigation into the affairs of the board. Dr. R. A. Smith of Champaign, the other member of the board summoned by the governor, is expected to arrive tonight.

The governor's decision to conduct an investigation followed the submission to him of a report by James H. Burdette, chairman of the state civil service commission. After reading the report the governor said: "It looks rotten." The report deals with charges of irregularities in the issuing of certificates to dentists to practice in Illinois.

MUST LIVE AT PRISON; WARDEN MAY RESIGN

Springfield, Ill., Aug. 5.—If Edmund Allen is to continue to serve the state as warden at the Joliet penitentiary he must live within the walls of the penitentiary at Joliet, where his wife was murdered recently. Governor Dunne made this announcement today.

The laws of the state provide that the warden of the penitentiary live within the prison walls. The warden at Joliet will therefore be obliged to continue to reside in the prison, read the announcement.

It was freely stated by many in the confidence of both the warden and the governor that Allen would resign rather than continue to live at the prison.

Joliet, Ill., Aug. 5.—Warden Allen, when informed over the telephone that Governor Dunne had decided that the warden must live within the prison walls, as provided by law, declined to discuss the case.

"Will I resign? That is a matter I will discuss when I come to it," was all he would say.

The warden based his request on the fact that the prison, as a home, has become repugnant to him since the murder of his wife, presumably by a convict.

TRY STABILITY TEST ON ONE LAKE STEAMER

Chicago, Aug. 5.—A "stability test" of the steamer Christopher Columbus was begun in the harbor here this afternoon. It was made at the request of her owners, the Goodrich company.

Seven thousand five hundred bags of sand each weighing 100 pounds, were placed on board.

At 2:30 p. m. several hundred bags had been shifted from one side to the other without causing the big boat to list.

Archduke Made Field Marshal. Berlin, Aug. 5. (wireless to Sayville.)—Emperor William personally delivered a Prussian field marshal's baton to Archduke Frederick of Austria, the commander-in-chief of the Austro-Hungarian forces in the east. The presentation took place at a little Italian town serving as the Austrian headquarters, which was richly decorated with flags. The inhabitants, in spite of a pouring rain, cordially greeted the German emperor, who briefly addressed the archduke.

Pan-American Finance Cooperation. Washington, Aug. 5.—Pledges of cooperation for continuing the work of the recent Pan-American financial conferences are reaching the treasury department. Cable messages have been received from the presidents of South and Central American republics in response to an identical message sent to them by President Wilson expressing the appreciation of this government for their aid in making the conference a success.

PAN-AMERICAN DIPLOMATS GATHER AT WASHINGTON TO END LONG CHAOS IN MEXICO

THREE CHILDREN VICTIMS OF FIRE

Serious Fire at Lake Delavan, Wis., Threatens Big Hotels at Resort But Is Controlled.

Delavan, Wis., Aug. 5.—The bodies of Helen, Lucy and Mary Bryant, children of George G. Bryant, president of the Chicago Rubber Clothing company, Racine, Wis., who were burned to death in a fire which late last night destroyed the Bryant cottage here, were recovered today. They were charred almost beyond recognition.

The parents of the children were at the Highland hotel, about a half block from the frame cottage, when the fire broke out, presumably from an overheated chimney. The flames soon spread to buildings adjoining, 11 cottages being destroyed before the fire was controlled. Several large hotels and a number of cottages were saved only by the work of summer guests, who fought the fire until the arrival of fire departments from nearby towns.

The loss on cottages destroyed, most of which were small structures owned by the Highland hotel, probably will not exceed \$20,000.

The Elkhorn, Lake Geneva and Delavan fire departments hastened to the resort at the first alarm, and their united efforts were needed to save the cottages and hotels that were in the path of the flames.

The Bryant children apparently were dazed and refused to jump from the window when they were told to do so. While their parents watched, helpless, their clothing caught fire and they fell back into the burning room. A search for a ladder consumed some time and when it was procured the children were dead.

That there were not more casualties was due to the promptness with which the warning was sounded. Within a few minutes after the fire was discovered in the Bryant cottage, resorters had formed a bucket brigade and water was carried up the beach from the lake and thrown on the flames. The cottages destroyed were only 200 feet from the Highland hotel, the largest on the lake.

REPLY TO AUSTRIA IS NEARLY READY

United States Maintains Neutrality Forbids Embargo on Exportation of War Supplies.

Washington, Aug. 5.—The American reply to Austria-Hungary's recent diplomatic note suggesting an embargo on war exports to the allies on the ground that the traffic has grown to proportions which violate American neutrality, has practically been finished by the state department.

It reiterates the position of the United States that "the placing of an embargo on the trade in arms at this time would * * * be a direct violation of the neutrality of the United States."

Austria's contention that "a neutral government is not permitted to allow unimpeded trade in contraband of war if this trade assumes such a character or proportions that the neutrality of the country is thereby impaired" is declared in the American reply to be impractical.

Boys Get Life Sentence. Chicago, Ill., Aug. 5.—Walter E. Weed, 18 years old, and Wilbur A. Hard, 21 years old, were today sentenced to life imprisonment for the murder of William Weil, a Jew, whom they strangled to death April 5. The defendants pleaded guilty and the state's attorney did not insist on the death penalty.

British Steamer Sunk.

London, Aug. 5.—The British steamship Castella of 891 tons, net, has been sunk. The crew, with the exception of one man, who was drowned, has been saved.

THE WEATHER

Forecast Till 7 P. M. Tomorrow, for Rock Island, Davenport, Moline and Vicinity.

Generally fair tonight and Friday; slowly rising temperature.

Temperature at 7 a. m., 59. Highest yesterday, 64. Lowest last night, 57. Velocity of wind at 7 a. m., 10 miles per hour.

Precipitation, .01. Relative humidity at 7 p. m., 71; at 7 a. m., 77; at 1 p. m. today, 50.

State of water, 8.9 feet, a rise of .5 feet in the last 24 hours.

J. M. SHERIER, Local Forecaster.

President's Plan Provides Early Cessation of Warfare Among Factions.

COMMISSION IDEA IS UP

Other Plans Involving Latin American Cooperation Under Consideration.

Washington, D. C., Aug. 5.—The six Pan-American diplomats invited by President Wilson to join the United States in formulating a plan for restoring peace to Mexico, arrived here today for their conference with Secretary Lansing.

The first result is expected to be the groundwork of an understanding for an all-American project to reestablish constitutional government below the Rio Grande, preserve the sovereignty of Mexico and convince the world that the United States is acting as Mexico's "nearest and most powerful friend and neighbor in saving the distracted country from itself."

Ambassadors Nason, De Gama and Suarez of Argentina, Brazil and Chile, who were mediators at the Niagara conference last year, and Ministers Calderon, Mondex and De Pena of Bolivia, Guatemala and Uruguay, respectively, selected because they are the ranking members of the Pan-American league corps, went to the state department to meet Secretary Lansing at 2:30 o'clock.

First Appeal to Factional Chiefs. So far as is known the president's plan proposes first, a cessation of warfare and establishment of provisional government by the factional leaders themselves; should that fail, the American nations would assume the task.

Aside from the plan of settlement among the Mexican leaders themselves, the proposal to establish a Pan-American commission to take over Mexico, require disarmament, restore civil government and conduct elections has now been brought forward again. Another plan for policing Mexico with Pan-American forces also has been considered.

Keep Road to Capital Open.

The president's plan is also said to include immediate steps to open up the railroad between Vera Cruz and Mexico City for the transportation of food supplies to the starving people of the capital. Failure of the Mexican leaders to keep open the road, it was said, might result in joint military steps by the United States and the Latin-American nations to that end.

The dispatch of a battery of field artillery from Fort Sill, Oklahoma, to El Paso, has aroused considerable comment here. Officials, however, attached little importance to the incident, saying it was desired to have the border well guarded in view of the recent uprisings.

Official advice concerning the reported bombardment of the Mexican border town of Nogales were lacking early today.

Nogales Assault Stopped.

Retirement of Carranza troops attacking Nogales was officially reported today to the war department.

State department dispatches report the release of Paul Hudson, published

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NO CLUE TO THIEF AT CEDAR RAPIDS

Police Arrest Five Suspects But Teller Perrin Fails to Identify Any as the Robber.

Cedar Rapids, Aug. 5.—Detectives and city police continued the investigation into the robbery of the Cedar Rapids National bank today and arranged to subject Leo Perrin, the teller, to a rigid examination, in an effort to get a clue to the lone bandit who has made his escape with \$21,300 after locking Perrin in the vault of the bank.

Three men arrested during the night were released this morning, Perrin having failed to identify any of them as the bandit. Detectives from Chicago and Des Moines are here assisting the special agents of Attorney General Cason's office on the case.

Perrin has entirely recovered from the shock of the experience.

Two men, seen in an alley in the rear of the bank about the time of the robbery yesterday morning, were placed under arrest today, and are being held for investigation. This makes five men who had been taken into custody as suspects.